

HOUSE No. 2343

The Commonwealth of Massachusetts

PRESENTED BY:

Thomas P. Conroy, Jonathan Hecht

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying bill:

An Act relative to the investment of other post employment benefits trust funds established by municipalities and certain other governmental units.

PETITION OF:

| NAME: | DISTRICT/ADDRESS: |
|-------------------------|-------------------|
| Thomas P. Conroy | 13th Middlesex |
| Jonathan Hecht | 29th Middlesex |
| Harriett L. Stanley | 2nd Essex |
| William N. Brownsberger | 24th Middlesex |
| John W. Scibak | 2nd Hampshire |
| William M. Straus | 10th Bristol |
| Paul McMurtry | 11th Norfolk |
| Alice Hanlon Peisch | 14th Norfolk |

The Commonwealth of Massachusetts

In the Year Two Thousand and Nine

AN ACT RELATIVE TO THE INVESTMENT OF OTHER POST EMPLOYMENT BENEFITS TRUST FUNDS ESTABLISHED BY MUNICIPALITIES AND CERTAIN OTHER GOVERNMENTAL UNITS.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority
of the same, as follows:*

SECTION 1. Section 24 of Chapter 32A is hereby amended by amending subsection (d) as follows,
renumbering subsection (e) as subsection (g) and inserting the following new subsections (e) and (f):

(d) Upon authorization by the board, any retirement system of the commonwealth, with the exception of
any district or regional system and any county, city or town contributory retirement system, may
participate in the fund using the same procedures required for participation in the PRIT Fund pursuant to
section 22 of Chapter 32.

(e) Municipalities and other governmental units that establish trusts pursuant to Chapter 479 of the Acts
of 2008 or any other legislation for the purpose of funding their liabilities for retired employees' health
care and other non-pension benefits shall transfer ownership and control of all the assets of the trust, as
well as any subsequent appropriations or contributions made thereto, to the State Retiree Benefits Trust.
The board shall hold such assets in trust for the participating municipalities and other governmental units.
The board shall credit assets and earnings on such assets to the individual municipalities and other
governmental units. The board shall transfer monies to the various trusts of the participating
municipalities and other governmental units to allow them to meet their obligations to fund retired
employees' health care and other non-pension benefits. The chief executive officer or chief administrator
of each participating municipality or other governmental unit shall notify the board of the amounts needed
to meet such obligations for the next fiscal year no later than ninety days before the start of said fiscal
year. The board shall develop a schedule of transfers to be made during said fiscal year and notify the
participating municipalities and other governmental units of that schedule no later than thirty days prior to
the start of said fiscal year. The board shall transfer such amounts in accordance with said schedule
during the course of said fiscal year.

(f) No city, town, district, county or municipal lighting plant may transfer ownership or control of any
assets dedicated toward funding their future liabilities for retired employees' health care and other non-

24 pension benefits to any entity other than the State Retiree Benefits Trust, with the exception of those
25 funds that are to be used within 60 days to pay for retired employees' health care or other non-pension
26 benefits.